(12) (4)

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR.

W.P. NO. 2257 /2001.

PETITIONER. M/s Ashok Leyland Finance Limited,
Branch Office, C.M.D.Chowk, Link Road,
Bilaspur, Tah. and Distt. Bilaspur, C.G.

Vs.

RESPONDENTS. 1. State of Chhattisgarh
Through Principal Secretary,
Forest Department, D.K.Bhawan,
Raipur, Chhattisgarh.

2. Chief Conservator of Forest(Protection),
D.K.Bhawan, Raipur, Chhattisgarh.

3. Conservator of Rorest,
Bilaspur Circle, Bilaspur, Chhattisgarh.

4. Competent Authority and Deputy Divisional Forest
Officer, Bilaspur Forest Circle,
Bilaspur Chhattisgarh.

5. Tamaskar Rao Pawar s/o Shyam Rao Pawar,
Resident of Chandni Chowk, Kududand,
Bilaspur, C.G.

P.R. No. 225/101 Received Kamlesh Singh 19/10/01

28/10

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OF MANDAMUS/CERTIORARI AND OR PROHIBITION OR ANY SUCH WRITS/ORDER OR DIRECTIONS IN THE SAME NATURE IN THE CIRCUMSTANCES OF THE CASE.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.225/ सन् 200/

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

8/1/2002

Ms.Nupur Pal, learned counsel for the petitioner.

Dr.N.K.Shukla, learned Dy.A.G. for respondents/State.

Heard.

The petitioner is the financer in hire purchase of vehicle bearing registration number M.P.-26-C/5854. The said vehicle was seized by the forest department on 26/2/2000 and the same is lying in the custody of the Forest Department. The proceedings are also going on. The main relief sought in this writ petition is to direct the respondents to hand-over the seized vehicle on Supradnama to the petitioner till final disposal of the case.

Dr.Shukla submits that since the financer is not the registered owner of the vehicle, there is no possibility of allowing the petitioner, the vehicle financer, to be given custody of the said vehicle on Supradnama. In fact, respondent no.5 is the registered owner of the aforesaid vehicle ~~in his favour~~.

Upon careful perusal of the averments made in the present petition and after hearing the counsel for the parties, I am of the view that it would not be proper for this Court to allow

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[पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	the prayer to release the said vehicle on Supradnama in favour of the petitioner who is the financer, inasmuch as the petitioner has in my view no locus standi to ask for the custody of the said vehicle in the present facts and circumstances of the case. I am unable to accept the submissions made on behalf of the petitioner. In the result, this petition is dismissed. Sd/- Chief Justice	